IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

Bail Appl..No. 6863 of 2007()

CMP.5498/2007 of J.M.F.C.-II, CHENGANNUR
.....
(CHENGANNUR EXCISE RANGE C.R.NO.179/2007)

PETITIONER/ACCUSED:

KALADHARA KUMAR @ PRATHAPAAN,
AGED 47 YEARS,S/O.KRISHNA PILLAI,
THANANCHERI VEEDU, THURUVANVANDOOR MURI,
THURUVANVANDOOR VILLAGE, CHENGANNUR TALUK.

BY ADV. SRI. K.SHAJ
SRI.B.BALRAJ
SRI.SAJJU.S

RESPONDENT: COMPLAINANT:

STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

R.BASANT, J

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B.A.No. 6863 of 2007

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Dated this the 13th day of November, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the provisions of the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 10 litres of arrack on 25.10.2007. The petitioner was arrested on the same day and he continues in custody from that date. The petitioner has no history of any criminal antecedents, submits the learned Public Prosecutor.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigating officer is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on bail on the strength of this order prior to 19.11.2007. The Investigating

Officer shall, in the meantime, make every endeavour to complete the investigation.

ii) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE